



CITY OF BOSTON • MASSACHUSETTS

OFFICE OF THE MAYOR  
THOMAS M. MENINO

May 28, 2009

**TO THE CITY COUNCIL**

Dear Councilors:

I hereby transmit for your approval an Ordinance authorizing the City of Boston to establish guidelines for parking motor vehicles in marked bike lanes and shared bike lanes. Presently, the City lacks an effective method to discourage drivers of motor vehicles from stopping, standing or parking in marked bike and shared bike lanes

This Ordinance would allow a fine of one hundred dollars (\$100.00) for stopping, standing or parking motor vehicles in marked bike or shared bike lanes, and would promote greater bicycle safety. I urge your Honorable Body to adopt this Ordinance as soon as possible.

Sincerely,

Thomas M. Menino  
Mayor of Boston

# CITY OF BOSTON

## IN CITY COUNCIL

### AN ORDINANCE PROHIBITING PARKING IN A MARKED BIKE LANE OR MARKED SHARED BIKE LANE

**WHEREAS,** The City of Boston is lacking an effective method to ensure public safety as members of the public not only travel in motor vehicles in marked bike lanes and shared bike lanes but also park in said lanes; and

**WHEREAS,** This Ordinance shall establish the following guidelines for parking motor vehicles in marked bike lanes and shared bike lanes; and

**Be it ordered by the City Council as follows:**

- a. **Purpose.** The purpose of this ordinance is to establish guidelines for parking motor vehicles in marked bike lanes and shared bike lanes.
- b. **Prohibition from Marked Bike Lanes and Shared Lanes.** No driver shall stand or park any motor vehicle in a marked bike or shared bike lane in the City of Boston.
- c. **Penalties** Any person violating the provisions of this section shall be subject to a fine of one hundred dollars and no cents (\$100.00) for each offense. This fine shall increase by thirty-three dollars (\$33.00) if it remains unpaid at least twenty-one (21) days after issuance of a notice of the violation.
- d. **Exceptions** Nothing in these sections shall prevent standing or parking a motor vehicle in a marked bike lane or shared bike lane: (i) when necessary to avoid conflict with other traffic or pedestrians; (ii) in compliance with the lawful direction of a police officer or official traffic sign; or (iii) unless authorized to do so under existing regulations (including but not limited to designated residential parking lanes or parking meters).
- e. **Enforcement** The Boston Transportation Department and the Boston Police Department shall have the authority to enforce this section. The provisions of Massachusetts General Laws c 90, s. 20A1/2 may be used to enforce these sections, and the adjudication provisions of this chapter and of Chapter 190 of the Acts of 1982 shall apply to this section. The Boston Police Department and Boston Transportation Department shall have the authority to impound any motor vehicle in violation of these sections.
- f. **Regulatory Authority** The Commissioner of the Boston Transportation Department and the Commissioner of the Boston Police Department shall have

the authority to promulgate rules and regulations necessary to implement and enforce these sections.

- g. Severability.** If any provision of these sections is held as invalid, then such provision shall be considered separately and apart from the remaining provisions, which shall remain in full force and effect.
- h. Implementation.** The provisions of this section shall be effective immediately after passage.

I HEREBY CERTIFY THAT  
THE FOREGOING, IF PASSED IN  
THE ABOVE FORM, WILL BE IN  
ACCORDANCE WITH LAW.

  

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WILLIAM F. SINNOTT *WFS*  
CORPORATION COUNSEL